

PORTER WRIGHT MORRIS & ARTHUR^{LLP}
Attorneys & Counselors at Law

Richard M. Mescher
614-227-2026
rmescher@porterwright.com

41 South High Street
Columbus, Ohio 43215-6194

Facsimile 614-227-2100
Toll Free 800-533-2794

October 1, 2004

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Application No.: 09/936,001
Inventors: James Allen, et al.
Filed: September 6, 2001
For: APPARATUS FOR DETERMINING WHEN A PATIENT
IS SUSCEPTIBLE TO DEFIBRILLATION
Attorney Docket No.: 3994942-136258

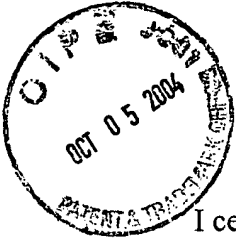
Dear Sir:

We have enclosed an Amendment B which is filed in response to the final Office Action dated August 4, 2004 and Certificate of Filing by Mail. We also have enclosed our postcard receipt, which we ask that you acknowledge and return to us.

Very truly yours,

Richard M. Mescher

Enclosures



CERTIFICATE OF FILING BY MAIL

I certify that this Amendment B which is filed in response to the Office Action dated August 4, 2004, is being deposited with the United States Postal Service in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, as first class mail, postage prepaid, on this 1st day of October, 2004.

Richard M. Mescher
PORTER, WRIGHT, MORRIS & ARTHUR LLP
41 South High Street
Columbus, Ohio 43215-6194

Re: Application No. 09/936,001



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: James Allen et al.
Serial No.: 09/936,001
Filing Date: September 6, 2001
Title: "APPARATUS FOR DETERMINING WHEN A PATIENT IS
SUSCEPTIBLE TO DEFIBRILLATION"
Examiner: Joseph S. Machuga
Art Unit: 3762

AMENDMENT "B"

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Amendment "B" is filed pursuant to 37 C.F.R. 1.116 in response to the final Office Action dated August 4, 2004. Applicant requests entry of this amendment and reconsideration of the final rejection.

Please amend the above-identified application in the following manner and consider the remarks provided hereafter prior to further examination.